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FILED

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NORTHERN DISTRICT OF CALIFORNIA

8 Attorneys for Plaintiff
United States of America

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

14 UNITED STATES OF AMERICA,) CR 01-20029 JW
15 Plaintiff,) JV
16 v.) Stipulation and [PROPOSED] Order Re:
17) Motion to Unseal File
18 ROOMY KAHN,) AS MO OFFICED
19 Defendant.) Date: none
20) Time: none
21) Courtroom: 8, Hon. James Ware

On Friday, November 6, the government learned that the Court, in response to a motion by San Jose Mercury News ("Movant") to unseal the file in the above-captioned case, had issued an Order to Show Cause ("OSC") why such relief should not be granted. The OSC directed the government to respond today, November 9. In order to allow time adequately to consider and respond to this matter, the government respectfully requests an extension of the date by which it must file a responsive pleading from November 9 through Friday, November 13, 2009.

The government has discussed this proposed extension of time with James Chadwick,

cc: #USA

1 counsel for Movant. Movant does not object to the government's request for an extension to
2 November 13; however, if the Court grants the government's request, Movant seeks an extension
3 of time by which it must file its reply brief, if any, from November 13 through November 19.

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5 DATED: November 9, 2009

6 Respectfully submitted,

7 JOSEPH P. RUSSONIELLO
United States Attorney

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10 THOMAS E. STEVENS
Assistant United States Attorney

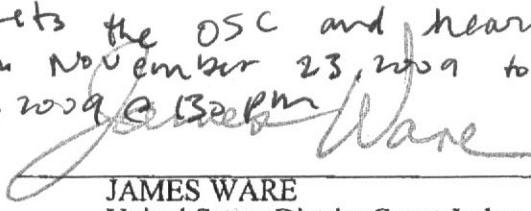
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12 **[PROPOSED] ORDER**

13 The Court having considered the government's motion to extend time to respond to the
14 motion of San Jose Mercury News to unseal the file in this case, and good cause appearing
15 therefor, IT IS HEREBY ORDERED THAT:

- 16 1) The government shall file its responsive pleading on or before November 13;
17 2) Movant shall file its reply, if any, on or before November 19.
18 3) Motion of Raj Rajaratnam for Intervention
is continued to Dec 7 2009 @ 1:30 PM.

19 IT IS SO ORDERED.

20 The court resets the OSC and hearing date
21 Dated: November 13, 2009 from November 23, 2009 to December
22 7, 2009 @ 1:30 PM 

23 JAMES WARE
United States District Court Judge

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